

Ann Melton came."

Here the witness was proceeding to give her reason for the difficulty which occurred at her house between Pauline Foster and Ann Melton, when an objection was made on the part of the prisoner for the reasons set forth in the fourth exception, to wit: Dula was not present. It occurred after the alleged murder and was res-inter alias acta. The objection overruled and the witness resumed. End of exception.

"Anne Melton came and ordered Pauline to go to house, pushed her out of the chair, threw a stick over her, threw her down and choked her. Kept ordering her to go and used very abusive language to her. She also said Pauline had told Ben Ferguson to hang her own self and that she had said she and Tom Dula had killed and put away Laura Foster, and had also said, 'Come out Tom Dula, and let us kill some more.' Pauline remarked, 'I do say now come out Tom Dula, and let us kill Ben Ferguson.'

"They went off together and both came back and Ann Melton enjoined on me to let it be a dying secret with me not to tell. She said she had started out that morning to take revenge and had coincided with her best friend. Ann afterward came back by herself, appealed to me still more. She said she would follow me to hell if I told it and if it was told she would know where it came from as but four had heard it." (The prisoner excepted.)

Cross Examination "Pauline said, 'It is the truth and you are as deep in the mud as I am in this mess.' Ann replied, 'You are a liar!' Ann threw up to Pauline having a disease. Pauline replied, 'Yes, we all have it!' I have seen Pauline sitting in Dula's lap often and whispering together. I remember that Paul ne and Dula came to my house together once. I have seen Ann Melton also sit in Dula's lap."

Washington Anderson testified, "I was at James Melton's on Thursday night before the Friday Laura Foster disappeared. James Melton, Jonathan Gilbert, and Pauline Foster were there. Mrs. Ann Melton was not there. I stayed about two hours. I went by there next morning. Ann Melton was then on the bed